

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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IRIC BURTON,

Plaintiff,

v.

ORDER  
08-CV-093A

NIAGARA FRONTIER TRANSPORTATION  
AUTHORITY, et al.,

Defendants.

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The above-referenced case was referred to Magistrate Judge Jeremiah J. McCarthy, pursuant to 28 U.S.C. § 636(b)(1)(B). On August 6, 2008, Magistrate Judge McCarthy filed a Report and Recommendation, recommending that defendants' motions to dismiss be granted.

The Court has carefully reviewed the Report and Recommendation, the record in this case, and the pleadings and materials submitted by the parties, and no objections having been timely filed, it is hereby

ORDERED, that pursuant to 28 U.S.C. § 636(b)(1), and for the reasons set forth in Magistrate Judge McCarthy's Report and Recommendation, defendants' motions to dismiss the complaint are granted.

The Clerk of Court shall take all steps necessary to close the case.

SO ORDERED.

s/ Richard J. Arcara

HONORABLE RICHARD J. ARCARA  
CHIEF JUDGE  
UNITED STATES DISTRICT COURT

DATED: August 28, 2008